



(Ireland.)

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To amend the Laws respecting the Leasing Powers
of Bishops and Ecclesiastical Corporations in
Ireland.

[Note.—The Words printed in *Italics* are proposed to be inserted
in the Committee.]

- W**H ~~HEREAS~~ Archbishops, Bishops, and divers other Ecclesiastical Persons in Ireland are, according to the Laws now in force, able to grant Leases binding on their Successors for terms of twenty-one years, or for three lives, reserving the antient accustomed Rent; but such Archbishops, Bishops or other Ecclesiastical Persons cannot grant Leases binding on their Successors for terms exceeding twenty-one years, or three lives: ~~AND~~ whereas the antient accustomed Rent reserved on Leases so granted, is for the most part greatly less than the true annual value of the Land demised, by reason whereof the Lessees or other persons obtaining such Leases, are frequently in the habit of paying fines or premiums for renewals of the same, and such Fines or Premiums often constitute a material part of the revenues of such Archbishops, Bishops or other Ecclesiastical Persons: ~~AND~~ whereas such practice is found to be productive of inconvenience, as well by rendering the amount of such revenues variable and uncertain, as also by checking the application of capital to the improvement of such Lands, and it is expedient that the powers of such Archbishops, Bishops and other Ecclesiastical Persons should be extended as hereinafter mentioned; ~~Be it therefore Enacted by The KING's~~ most Excellent MAJESTY, by and with the advice and consent of the Lords Spiritual and Temporal, and Commons, in this present Parliament assembled, and by the Authority of the same, THAT from and after the . . . day of . . . it shall be lawful for any Archbishop, Bishop, or other such Ecclesiastical Person in Ireland, having lands demised or demisable as aforesaid, to

Bishops and
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Persons may
put an end to
reserving
Rents, and
grant others.

concur

Valuers to fix
Annual Rent.

concur with the tenant of such lands in putting an end to all subsisting Leases thereof (if any) and to grant unto such tenant, and his executors, administrators and assigns, a new Lease of such lands for any term of years certain not exceeding *Forty-one* years in possession, to commence from the making of such Lease, reserving on every such Lease an annual Rent to be incident to the immediate reversion of the lands demised, the amount whereof shall be ascertained in manner hereinafter intencioned; that is to say, such Archbishop, Bishop, or other Ecclesiastical Person shall, by writing under his hand and seal, name one indifferent person, and the intended tenant of the land to be demised shall, by writing under his hand and seal, name another indifferent person, as Valuers to value the land so to be demised as aforesaid; and such persons shall, before they proceed to make any valuation, by writing under their hands and seals, appoint some other indifferent person, to act as Umpire between them in case of their disagreement, and such Valuers or their said Umpire (as the case may be) shall then proceed to ascertain, and shall, by writing under their or his hands and seals or hand and seal, certify and declare in the first place, what would be the full annual value of such land to be demised at a rack rent, and secondly what would be a fair rent to be paid for the said land during a term of *Forty-one* years, so as to be a fair equivalent for the former rent, and for the amount of fines and fees paid or payable out of the said lands during the years next immediately preceding, and such equivalent rent shall be the rent to be reserved on the lease so to be granted as aforesaid.

Upon determination of Lessee, Annual Rent to be again fixed by Valuers.

And be it further Enacted, That at or within years next before the expiration or upon any sooner determination of any such Lease, and so from time to time as often as the case may require, the then full annual value of the said land shall again be ascertained by two indifferent persons, or their Umpire, to be appointed in the manner hereinbefore directed; and such Archbishop, Bishop, or other Ecclesiastical Person or Persons who shall have granted such Lease as aforesaid, or his or their successor or successors, shall grant a new Lease of the said land to the former lessee, his executors, administrators or assigns, for a second term of *Forty-one* years; reserving by way of Rent an annual sum not less than an annual sum which shall bear the same proportion to the then ascertained full annual value of the said land which the former rent shall have borne to the former ascertained annual value of the said land.

Appointment of Valuers and Umpire, to be enrolled in the Office of Bishop's Registrar, and Clerk of the Peace

And it is hereby further Enacted, That every appointment of such Valuers and their Umpire, and every certificate to be made by the said Valuers or their Umpire, shall be enrolled and preserved in the Office of the Bishop's Registrar and of the Clerk of the Peace for the county in which the lands in question are situate, and shall at all times be open to the inspection of any person on payment or tender of *One Shilling*; and

and the Clerk of the Peace or Registrar shall, at the request of any person, furnish a copy of any such appointment or certificate, and certify the same to be a true copy thereof, on receiving for every such copy the sum of *One Shilling* and no more; and every such copy so certified may be given in evidence in any court of law or equity, in the same manner as the original might have been given in evidence, if produced.

And it is hereby further Enacted, That it shall not be lawful for any Archbishop, Bishop or other Ecclesiastical Person, in Ireland, to receive or contract for any fine, premium, foregift or other advantage, except the annual Rent to be reserved as aforesaid, as or by way of consideration for the granting of any such lease as aforesaid; and every lease to be made under the powers of this Act, in respect of which any such fine, premium or advantage shall have been given or contracted for, shall be absolutely null and void against the successor of the Archbishop, Bishop or other Ecclesiastical Person, in Ireland, granting the same.

Any Lease in which any advantage, except the annual rent is reserved, to be null and void.

9 GEO. IV.—Sess. 1828.

(Ireland.)

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B I L L

To amend the Laws respecting the Licensing
Powers of Bishops and Ecclesiastical
Corporations in Ireland.

Ordered by The House of Commons, to be Printed
at July 1828.
